

NOURSE & BOWLES, LLP  
Attorneys for Plaintiff  
EMERALD WAVE INC.  
One Exchange Plaza  
At 55 Broadway  
New York, NY 10006-3030  
(212) 952-6200

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
EMERALD WAVE INC.,

**JUDGE CROTTY**

Plaintiff,

- against -

CKI MINERALS & METALS CO., LTD. and CHINA  
KINGDOM INTERNATIONAL GROUP CO., LTD.,

08 CV 0125 1  
AFFIDAVIT IN SUPPORT  
OF ORDER APPOINTING  
PERSONS TO SERVE PROCESS

Defendants.

-----X  
STATE OF NEW YORK )  
 ) ss:  
COUNTY OF NEW YORK )

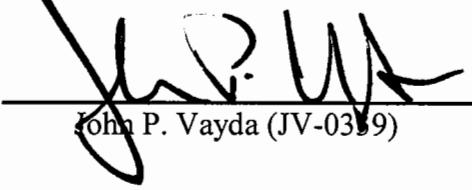
JOHN P. VAYDA, being duly sworn, deposes and says:

1. I am a member of the firm of Nourse & Bowles, LLP attorneys for Plaintiff. It is respectfully requested that the accompanying draft Order appointing Karlene S. Jackson, and/or any other person appointed by Nourse & Bowles, LLP, who are persons over the age of 18 years and not parties to this action, be signed. The appointment is deemed advisable in order to facilitate service because of the shortage of deputy marshals available to make such service expeditiously.

2. In addition, and to avoid the need to repetitively serve the garnishees/banking institutions, Plaintiff respectively seeks leave, as embodied in the accompanying proposed orders, for any Process served on a garnishee to be deemed effective and continuous throughout

any given day on which process is served up through the next day, to authorize service by facsimile or email following an initial service of the process by hand, and to deem such facsimile or email service as being accomplished within the district if it is transmitted from within the district.

No previous application has been made for the relief sought.



John P. Vayda (JV-0359)

Sworn to before me this  
7 day of January, 2008

Mary T. Bannon  
Notary Public

MARY T. BANNON  
Notary Public, State of New York  
No. 01BA4785995  
Qualified in New York County  
Commission Expires February 28, 2010